

we will send a copy over the the Attorney General and ask for an opinion. I move adoption.

PRESIDENT: Senator Koch.

SENATOR KOCH: Mr. President, a question of Senator DeCamp if he would yield. Senator DeCamp, when you say personal property tax relief which we send back....how do you separate that again from the schools and the amount that they receive?

SENATOR DE CAMP: Okay, say the question again.

SENATOR KOCH: As you know schools are recipients of a certain amount of money under the personal property tax relief. Now, when you say that the county shall lose dollars, what affect does this have on the school systems?

SENATOR DE CAMP: It is not going to have any affect on the school system. Unfortunately it is going to have a penalty affect upon that county that they are going to have to have additional property taxes to make up for that money. The schools are going to end up the same, as I understand it. Is that correct Senator Lewis?

SENATOR KOCH: I can't buy that argument. I think that is a supposition on your part, because if you penalize a county 10% the first year, 20% the second and on up to what was the final figure that you read in your amendment?

SENATOR DE CAMP: 50% in three years if they haven't done anything.

SENATOR KOCH: That means that money coming back to the county in turn will be prorated in terms of subdivisions of government and how they receive it, because they prorate it now based upon the full amount that they are eligible to receive under our formula. So, the schools would be affected. I just can't believe that we would accept this, as you know it will be unconstitutional because you can not deny that school system money which it is rightfully deserving under the law.

SENATOR DE CAMP: I stated the first thing that we would do after we...if we adopt it is get an Attorney General's opinion. I do believe that it is constitutional. There may be some corrective things such as you have talked about. We did bring this up a couple of hours ago down in the bill drafters office, and the very question that you are raising here, but we thought on the information that we could get in the last three hours that the problem is resolved as I stated. If that is not correct we would make a technical correction on Select File to accomplish the thing that you are talking about. But we want to have some teeth in the thing to make it start operating.

SENATOR KOCH: I have one additional question Senator DeCamp. In your opening remarks on this amendment, you alluded to the fact that this LB131 is a very significant piece of legislation because other pieces of legislation hinge upon its passage, and that there is indeed urgency for its rapid move across the blackboard. Now, under whose agreement? I mean...this body, did we agree that 131 has such high priority that nothing else here